

**SEVENTH DAY**

(Wednesday, November 27, 1957)

The Senate met at 9:00 o'clock a.m., pursuant to adjournment, and was called to order by the President.

The roll was called and the following Senators were present:

Aikin	Martin
Ashley	Moffett
Bracewell	Moore
Bradshaw	Owen
Colson	Parkhouse
Fly	Phillips
Fuller	Ratliff
Gonzalez	Reagan
Hardeman	Roberts
Hazlewood	Rogers
Herring	Secrest
Hudson	Smith
Kazen	Weinert
Krueger	Willis
Lane	Wood
Lock	

A quorum was announced present.

Rev. W. H. Townsend, Chaplain, offered the invocation.

On motion of Senator Aikin and by unanimous consent, the reading of the Journal of the proceedings of yesterday was dispensed with and the Journal was approved.

**House Bill 12 on Second Reading**

On motion of Senator Roberts and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to third reading:

H. B. No. 12, A bill to be entitled "An Act to amend Section 1 of Chapter 51 of the General and Special Laws of the Fiftieth Legislature of Texas, Regular Session, 1947, so as to provide an open season for hunting, taking, and killing quail in Rains County, Texas, and to fix the days on which such hunting is permitted; repealing all laws in conflict herewith; and declaring an emergency."

The bill was read second time and passed to third reading.

**House Bill 12 on Third Reading**

Senator Roberts moved that the Constitutional Rule and Senate Rule 32 requiring bills to be read on three

several days be suspended and that H. B. No. 12 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Martin
Ashley	Moffett
Bracewell	Moore
Bradshaw	Owen
Colson	Parkhouse
Fly	Phillips
Fuller	Ratliff
Gonzalez	Reagan
Hardeman	Roberts
Hazlewood	Rogers
Herring	Secrest
Hudson	Smith
Kazen	Weinert
Krueger	Willis
Lane	Wood
Lock	

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Martin
Ashley	Moffett
Bracewell	Moore
Bradshaw	Owen
Colson	Parkhouse
Fly	Phillips
Fuller	Ratliff
Gonzalez	Reagan
Hardeman	Roberts
Hazlewood	Rogers
Herring	Secrest
Hudson	Smith
Kazen	Weinert
Krueger	Willis
Lane	Wood
Lock	

**Senate Bill 15 on Third Reading**

The President laid before the Senate on its third reading and final passage the following bill:

S. B. No. 15, A bill to be entitled "An Act to provide for the maintenance of law, peace and order in the operation of the public schools without the use of military forces by requiring certain organizations to file certain information under oath in the County Clerk's Office upon the request of the County Judge; providing a penalty for violations; declaring

provisions of the Act severable; and declaring an emergency."

The bill was read third time.

Senator Hazlewood moved the previous question on the final passage of S. B. No. 15 and the motion for the previous question was duly seconded.

The previous question was ordered by the following vote:

Yeas—18

Aikin	Martin
Bracewell	Moffett
Colson	Moore
Fuller	Parkhouse
Hardeman	Ratliff
Hazlewood	Roberts
Krueger	Smith
Lane	Weinert
Lock	Wood

Nays—13

Ashley	Owen
Bradshaw	Phillips
Fly	Reagan
Gonzalez	Rogers
Herring	Secrest
Hudson	Willis
Kazen	

The bill was then finally passed by the following vote:

Yeas—18

Aikin	Moffett
Bracewell	Moore
Colson	Parkhouse
Fuller	Phillips
Hazlewood	Ratliff
Krueger	Roberts
Lane	Rogers
Lock	Smith
Martin	Wood

Nays—13

Ashley	Kazen
Bradshaw	Owen
Fly	Reagan
Gonzalez	Secrest
Hardeman	Weinert
Herring	Willis
Hudson	

House Bill 30 on Second Reading

Senator Lock asked unanimous consent to suspend the regular order of business to take up H. B. No. 30 for consideration at this time.

There was objection.

Senator Lock then moved to suspend the regular order of business and take up H. B. No. 30 for consideration at this time.

The motion prevailed by the following vote:

Yeas—30

Aikin	Martin
Ashley	Moffett
Bracewell	Moore
Bradshaw	Owen
Colson	Parkhouse
Fly	Phillips
Fuller	Ratliff
Hardeman	Reagan
Hazlewood	Roberts
Herring	Rogers
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis
Lock	Wood

Nays—1

Gonzalez

The President laid before the Senate on its second reading and passage to third reading:

H. B. No. 30, A bill to be entitled "An Act to amend Chapter 478, Acts of the Fifty-fifth Legislature, Regular Session, 1957, by authorizing the Board of State Hospitals and Special Schools to accept other lands in Cherokee County in exchange for certain lands it now owns; and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 30 on Third Reading

Senator Lock moved that the Constitutional Rule and Senate Rule 32 requiring bills to be read on three several days be suspended and that H. B. No. 30 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Hazlewood
Ashley	Herring
Bracewell	Hudson
Bradshaw	Kazen
Colson	Krueger
Fly	Lane
Fuller	Lock
Gonzalez	Martin
Hardeman	Moffett

Moore	Rogers
Owen	Secrest
Parkhouse	Smith
Phillips	Weinert
Ratliff	Willis
Reagan	Wood
Roberts	

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

## Yeas—31

Aikin	Martin
Ashley	Moffett
Bracewell	Moore
Bradshaw	Owen
Colson	Parkhouse
Fly	Phillips
Fuller	Ratliff
Gonzalez	Reagan
Hardeman	Roberts
Hazlewood	Rogers
Herring	Secrest
Hudson	Smith
Kazen	Weinert
Krueger	Willis
Lane	Wood
Lock	

#### House Concurrent Resolution 5 Re-referred

On motion of Senator Lane and by unanimous consent H. C. R. No. 5 was withdrawn from the Committee on State Affairs and re-referred to the Committee on Counties, Cities and Towns.

#### House Bill 25 on Second Reading

On motion of Senator Bradshaw and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to third reading:

H. B. No. 25, A bill to be entitled "An Act authorizing the Game and Fish Commission to transfer and convey certain land in Eastland County to the City of Cisco, Texas; providing for a reversion in certain cases; and declaring an emergency."

The bill was read second time and passed to third reading.

#### House Bill 25 on Third Reading

Senator Bradshaw moved that the Constitutional Rule and Senate Rule

32 requiring bills to be read on three several days be suspended and that H. B. No. 25 be placed on its third reading and final passage.

The motion prevailed by the following vote:

## Yeas—31

Aikin	Martin
Ashley	Moffett
Bracewell	Moore
Bradshaw	Owen
Colson	Parkhouse
Fly	Phillips
Fuller	Ratliff
Gonzalez	Reagan
Hardeman	Roberts
Hazlewood	Rogers
Herring	Secrest
Hudson	Smith
Kazen	Weinert
Krueger	Willis
Lane	Wood
Lock	

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

## Yeas—31

Aikin	Martin
Ashley	Moffett
Bracewell	Moore
Bradshaw	Owen
Colson	Parkhouse
Fly	Phillips
Fuller	Ratliff
Gonzalez	Reagan
Hardeman	Roberts
Hazlewood	Rogers
Herring	Secrest
Hudson	Smith
Kazen	Weinert
Krueger	Willis
Lane	Wood
Lock	

#### Senate Resolution 40

Senator Phillips offered the following resolution:

Whereas, We are honored today to have as visitors in the Senate Patricia Hardy and Carolyn Sue Keen; and

Whereas, We desire to welcome these distinguished visitors to the Capitol Building and Capital City; now, therefore, be it

Resolved, That their presence be recognized by the Senate of Texas

and that they be extended the official welcome of the Senate.

The resolution was read and was adopted.

Senator Phillips by unanimous consent presented the guests to the Members of the Senate.

#### Reports of Standing Committees

Senator Fly submitted the following reports:

Austin, Texas,  
November 27, 1957.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Finance, to whom was referred H. B. No. 18, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

FLY, Chairman.

Austin, Texas,  
November 27, 1957.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Finance, to whom was referred S. B. No. 24, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

FLY, Chairman.

Austin, Texas,  
November 27, 1957.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Finance, to whom was referred S. B. No. 18, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

FLY, Chairman.

Austin, Texas,  
November 27, 1957.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Finance, to whom was referred S. B. No. 27, have had the same under consideration, and we are instructed to report it back to the Senate with

the recommendation that it do pass as amended and be printed.

FLY, Chairman.

Austin, Texas,  
November 27, 1957.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Finance, to whom was referred S. B. No. 28, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

FLY, Chairman.

Austin, Texas,  
November 27, 1957.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Finance, to whom was referred H. B. No. 33, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

FLY, Chairman.

Senator Owen submitted the following report:

Austin, Texas,  
November 27, 1957.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Counties, Cities and Towns, to whom was referred H. C. R. No. 5, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

OWEN, Chairman.

(Senator Aikin in Chair.)

#### Bills and Resolutions Ordered Not Printed

On motion of Senator Bracewell and by unanimous consent H. B. No. 33 was ordered not printed.

On motion of Senator Secrest and by unanimous consent H. C. R. No. 5 was ordered not printed.

On motion of Senator Herring and by unanimous consent S. B. No. 28 was ordered not printed.

On motion of Senator Rogers and

by unanimous consent H. B. No. 18 was ordered not printed.

#### House Bill 16 on Second Reading

On motion of Senator Hazlewood and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to third reading:

H. B. No. 16, A bill to be entitled "An Act to authorize and require the appointment of an official shorthand reporter of the 84th Judicial District of Texas; fixing maximum and minimum salary to be paid in addition to compensation for transcripts, statement of facts and other fees; providing the time, method and manner of payment; repealing all laws or parts of laws in conflict; providing a saving clause and declaring an emergency."

The bill was read second time and passed to third reading.

#### House Bill 16 on Third Reading

Senator Hazlewood moved that the Constitutional Rule and Senate Rule 32 requiring bills to be read on three several days be suspended and that H. B. No. 16 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Martin
Ashley	Moffett
Bracewell	Moore
Bradshaw	Owen
Colson	Parkhouse
Fly	Phillips
Fuller	Ratliff
Gonzalez	Reagan
Hardeman	Roberts
Hazlewood	Rogers
Herring	Secrest
Hudson	Smith
Kazen	Weinert
Krueger	Willis
Lane	Wood
Lock	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed.

#### House Bill 18 on Second Reading

On motion of Senator Rogers and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to third reading:

H. B. No. 18, A bill to be entitled "An Act amending Chapter 385, Acts of the Fifty-fifth Legislature of Texas, Regular Session, 1957, Item 46 of the biennial appropriation for the Department of Agriculture by adding the words "or pest" immediately after the word "insect" that appears in Item 46; and declaring an emergency."

The bill was read second time and passed to third reading.

#### House Bill 18 on Third Reading

Senator Rogers moved that the Constitutional Rule and Senate Rule 32 requiring bills to be read on three several days be suspended and that H. B. No. 18 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Martin
Ashley	Moffett
Bracewell	Moore
Bradshaw	Owen
Colson	Parkhouse
Fly	Phillips
Fuller	Ratliff
Gonzalez	Reagan
Hardeman	Roberts
Hazlewood	Rogers
Herring	Secrest
Hudson	Smith
Kazen	Weinert
Krueger	Willis
Lane	Wood
Lock	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Bradshaw
Ashley	Colson
Bracewell	Fly

Fuller	Owen
Gonzalez	Parkhouse
Hardeman	Phillips
Hazlewood	Ratliff
Herring	Reagan
Hudson	Roberts
Kazen	Rogers
Krueger	Secrest
Lane	Smith
Lock	Weinert
Martin	Willis
Moffett	Wood
Moore	

**House Bill 33 on Second Reading**

On motion of Senator Bracewell and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to third reading:

H. B. No. 33, A bill to be entitled "An Act amending Article 6221, Revised Civil Statutes of Texas, 1925, as amended, relating to the payment of pensions to Confederate Veterans; and declaring an emergency."

The bill was read second time and passed to third reading.

**House Bill 33 on Third Reading**

Senator Bracewell moved that the Constitutional Rule and Senate Rule 32 requiring bills to be read on three several days be suspended and that H. B. No. 33 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Martin
Ashley	Moffett
Bracewell	Moore
Bradshaw	Owen
Colson	Parkhouse
Fly	Phillips
Fuller	Ratliff
Gonzalez	Reagan
Hardeman	Roberts
Hazlewood	Rogers
Herring	Secrest
Hudson	Smith
Kazen	Weinert
Krueger	Willis
Lane	Wood
Lock	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Martin
Ashley	Moffett
Bracewell	Moore
Bradshaw	Owen
Colson	Parkhouse
Fly	Phillips
Fuller	Ratliff
Gonzalez	Reagan
Hardeman	Roberts
Hazlewood	Rogers
Herring	Secrest
Hudson	Smith
Kazen	Weinert
Krueger	Willis
Lane	Wood
Lock	

**Senate Bill 28 on Second Reading**

On motion of Senator Herring and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to engrossment:

S. B. No. 28, A bill to be entitled "An Act relating to the salary of the employee of the Texas Employment Commission designated to perform legal work and supervise the legal staff of the Commission during the period from the effective date of this Act through August 31, 1959; allocating Federal funds heretofore appropriated to the Texas Employment Commission; and declaring an emergency."

The bill was read second time and passed to engrossment.

**Senate Bill 28 on Third Reading**

Senator Herring moved that the Constitutional Rule and Senate Rule 32 requiring bills to be read on three several days be suspended and that S. B. No. 28 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Fuller
Ashley	Gonzalez
Bracewell	Hardeman
Bradshaw	Hazlewood
Colson	Herring
Fly	Hudson

Kazen	Ratliff
Krueger	Reagan
Lane	Roberts
Lock	Rogers
Martin	Secrest
Moffett	Smith
Moore	Weinert
Owen	Willis
Parkhouse	Wood
Phillips	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Martin
Ashley	Moffett
Bracewell	Moore
Bradshaw	Owen
Colson	Parkhouse
Fly	Phillips
Fuller	Ratliff
Gonzalez	Reagan
Hardeman	Roberts
Hazlewood	Rogers
Herring	Secrest
Hudson	Smith
Kazen	Weinert
Krueger	Willis
Lane	Wood
Lock	

#### House Bill on First Reading

The following bill received from the House was read first time and referred to the committee indicated:

H. B. No. 26, To the Committee on Military and Veterans Affairs.

#### Senate Bill 24 Ordered Not Printed

On motion of Senator Martin and by unanimous consent S. B. No. 24 was ordered not printed.

#### House Concurrent Resolution 5 on Second Reading

On motion of Senator Secrest and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading the following resolution:

H. C. R. No. 5, Proposing Constitutional Amendment relative to States' Rights.

The resolution was read and was adopted.

#### Co-author of Senate Bill 24

On motion of Senator Martin and by unanimous consent Senator Secrest will be shown as co-author of S. B. No. 24.

(President in the Chair.)

#### Senate Bill 24 on Second Reading

On motion of Senator Martin and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to engrossment:

S. B. No. 24, A bill to be entitled "An Act amending House Bill 133, Acts of the 55th Legislature, Regular Session, being Chapter 385 of the General Laws, as it pertains to the Court of Civil Appeals, Tenth Supreme Judicial District at Waco, Texas, to transfer certain library funds therein appropriated to supplement certain salary items in said appropriation; providing that this Act shall in no way constitute an appropriation of State Funds in addition to funds already appropriated; providing a severability clause; and declaring an emergency."

The bill was read second time and passed to engrossment.

#### Senate Bill 24 on Third Reading

Senator Martin moved that the Constitutional Rule and Senate Rule 32 requiring bills to be read on three several days be suspended and that S. B. No. 24 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Martin
Ashley	Moffett
Bracewell	Moore
Bradshaw	Owen
Colson	Parkhouse
Fly	Phillips
Fuller	Ratliff
Gonzalez	Reagan
Hardeman	Roberts
Hazlewood	Rogers
Herring	Secrest
Hudson	Smith
Kazen	Weinert
Krueger	Willis
Lane	Wood
Lock	

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

**Yeas—30**

Aikin	Martin
Ashley	Moffett
Bracewell	Moore
Bradshaw	Owen
Colson	Parkhouse
Fuller	Phillips
Gonzalez	Ratliff
Hardeman	Reagan
Hazlewood	Roberts
Herring	Rogers
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis
Lock	Wood

**Nays—1**

Fly

**Message from the House**

Hall of the House of Representatives,  
Austin, Texas,  
November 27, 1957.

Hon. Ben Ramsey, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following:

S. C. R. No. 1, Granting permission to O. E. Loessin, Jr. and wife to sue the State.

S. C. R. No. 4, Granting permission to Thelma Jean Evans, et al., to sue the State.

H. C. R. No. 21, Requesting that the Texas Commission on Higher Education make a study relative to State fellowships.

Respectfully submitted,  
DOROTHY HALLMAN,  
Chief Clerk, House of Representatives

**Senate Resolution 41**

Senator Herring offered the following resolution:

Whereas, We are honored today to have in the gallery of the Senate, the 12A Civics Class of William B. Travis High School in Austin, Travis County, Texas, accompanied by their teacher, Mrs. Willard G. Nitschke; and

Whereas, These students are on an educational tour of the Capitol Building and the Capital City; and

Whereas, This fine group of young American citizens is here to observe and to learn at firsthand the workings of their State government; now, therefore, be it

Resolved, That we officially recognize and welcome these guests and commend them for their interest; and that a copy of this resolution, properly endorsed, bearing the official seal of the Senate, be mailed to the class in recognition of their visit.

The resolution was read and was adopted.

Senator Herring by unanimous consent presented the students and their teacher to the Members of the Senate.

**Report of Standing Committee**

Senator Roberts by unanimous consent submitted the following report:

Austin, Texas,  
November 27, 1957.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Military and Veterans Affairs, to whom was referred H. B. No. 26, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

ROBERTS, Chairman.

**House Bill 26 Ordered Not Printed**

On motion of Senator Kazen and by unanimous consent H. B. No. 26 was ordered not printed.

**House Concurrent Resolution 21 on Second Reading**

On motion of Senator Aikin and by unanimous consent, the President laid before the Senate on its second reading the following resolution:

H. C. R. No. 21, Requesting Texas Commission of Education to make a study relative to State fellowships.

The resolution was read.

Senator Lock offered the following amendment to the resolution:

Amend H. C. R. 21 by striking out the words "State fellowships" in the first resolving clause and inserting in lieu thereof the word "encouragement."



The amendment was adopted.

The resolution as amended was adopted.

#### House Bill 26 on Second Reading

Senator Kazen moved that the Constitutional Rule requiring bills to be read on three several days be suspended and that H. B. No. 26 be placed on its second reading and passage to third reading and on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—30

Aikin	Lock
Ashley	Moffett
Bracewell	Moore
Bradshaw	Owen
Colson	Parkhouse
Fly	Phillips
Fuller	Ratliff
Gonzalez	Reagan
Hardeman	Roberts
Hazlewood	Rogers
Herring	Secrest
Hudson	Smith
Kazen	Weinert
Krueger	Willis
Lane	Wood

Nays—1

Martin

The President then laid before the Senate on its second reading and passage to third reading the following bill:

H. B. No. 26, A bill to be entitled "An Act amending Chapter 385, Acts of the 55th Legislature, Regular Session, 1957, so as to re-allocate the existing appropriations for the Veterans' Affairs Commission for the fiscal years ending August 31, 1958 and August 31, 1959; and declaring an emergency and providing an effective date."

The bill was read the second time and was passed to third reading.

#### House Bill 26 on Third Reading

The Constitutional Rule requiring bills to be read on three several days having been suspended the President laid H. B. No. 26 before the Senate on its third reading and final passage.

The bill was read the third time and was passed by the following vote:

Yeas—30

Aikin	Lock
Ashley	Moffett
Bracewell	Moore
Bradshaw	Owen
Colson	Parkhouse
Fly	Phillips
Fuller	Ratliff
Gonzalez	Reagan
Hardeman	Roberts
Hazlewood	Rogers
Herring	Secrest
Hudson	Smith
Kazen	Weinert
Krueger	Willis
Lane	Wood

Nays—1

Martin

#### Executive Session

On motion of Senator Lock and by unanimous consent, the Senate agreed to hold an Executive Session at 10:07 o'clock a.m. today.

Accordingly, the President directed all those not entitled to attend the Executive Session of the Senate to retire from the Senate Chamber and instructed the Sergeant-at-Arms to close all doors leading from the Chamber.

At the conclusion of the Executive Session, the Secretary of the Senate informed the Journal Clerk that the Senate had confirmed the following nominations of the Governor:

To be Branch Pilots for the Galveston Bar and Houston Ship Channel, for two-year terms to expire October 30, 1959: E. B. Mercer, Jr., of Harris County; T. H. Bratcher of Harris County.

To be Branch Pilot for the Galveston Bar and Houston Ship Channel, for a two-year term to expire November 13, 1959: Coney Townsend McMains of Harris County.

To be Branch Pilots for the Aransas Bar, Corpus Christi Bay and Tributaries, for two-year terms to expire November 4, 1959: John Robert DeForest of Nueces County; Anton Thomas Mathews of Nueces County.

To be Branch Pilot for the Port of Galveston and Texas City, for a two-year term to expire November 7, 1959: Charles H. Heidrick of Galveston County.

**In Legislative Session**

The President called the Senate to order as in Legislative Session at 10:40 o'clock a.m. today.

**Senate Resolution 43**

Senator Phillips by unanimous consent offered the following resolution:

Whereas, The 55th Regular Session of the Legislature passed a Unicameral Hunting and Fishing license law including salt water fishing; and

Whereas, There has been some confusion as to whether crabbing was included in the licensing provisions of the Act; and

Whereas, It was not the intent of the Legislature to include the taking of crabs in the law; now, therefore, be it

Resolved, by the Senate, That the Game and Fish Commission be advised by this resolution that it was not the intent of the Senate that crabs be included in the Unicameral Hunting and Fishing license requirements, and that the Game and Fish Commission be requested not to require licenses for persons crabbing.

The resolution was read.

Senator Phillips asked unanimous consent to consider the resolution immediately.

There was objection.

Senator Phillips moved to consider the resolution immediately.

The resolution was then adopted.

**Senate Resolution 44**

Senator Hudson by unanimous consent offered the following resolution:

Resolved, By the Senate of the State of Texas that the President appoint five Senators to compose a committee as consultants for the preservation of original architecture of the East Wing of the Capitol and Capitol grounds; be it further

Resolved, That all State Agencies including the Board of Control and the Building Commission advise and consult with this committee before any further alterations or additions be made to such part of the Capitol and Capitol grounds.

The resolution was read.

Senator Hardeman offered the following substitute for the resolution:

Amend S. R. No. 44, Be it resolved, by the Senate, That the Building Commission composed of the Governor, the Attorney General and the Chairman of the Board of Control be and it is hereby directed not to attempt the air-conditioning or alteration of the Senate Chamber or any facilities or areas under the control of or for the use of the Senate of the State of Texas.

The substitute for the resolution was read.

On motion of Senator Aikin and by unanimous consent further consideration of S. R. No. 44 was postponed until 3:00 o'clock p.m. today.

Question—Shall the substitute by Senator Hardeman to S. R. No. 44 be adopted?

**Senate Resolution 45**

Senator Gonzalez by unanimous consent offered the following resolution:

Whereas, We are honored today to have in the gallery of the Senate, students of Disalced Carmelites Theological College, San Antonio, Texas, accompanied by their teacher and sponsor, Father Herman Estaun; and

Whereas, These students are on an educational tour of the Capitol Building and the Capital City; and

Whereas, This fine group of young American citizens is here to observe and to learn at firsthand the workings of their State government; now, therefore, be it

Resolved, That we officially recognize and welcome these guests and commend them for their interest; and that a copy of this Resolution, properly endorsed, bearing the official seal of the Senate, be mailed to them in recognition of their visit.

The resolution was read and was adopted.

Senator Gonzalez by unanimous consent presented the students and Father Estaun to the Members of the Senate.

**Message from the House**

Hall of the House of Representatives,  
Austin, Texas,  
November 27, 1957.

Hon. Ben Ramsey, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following:

The House has concurred in Senate amendments to H. C. R. No. 21 by viva voce vote.

S. B. No. 20, A bill to be entitled "An Act amending Article 1827, Revised Civil Statutes of Texas of 1925, providing for appointment of Clerks and Clerks Pro Tem. for Courts of Civil Appeals and fixing the place of their residence; and declaring an emergency."

H. C. R. No. 22, Concerning State Parks in Wichita Falls area.

Respectfully submitted,

DOROTHY HALLMAN,  
Chief Clerk, House of Representatives

**Bills and Resolutions Signed**

The President signed in the presence of the Senate after the captions had been read, the following enrolled bills and resolutions.

S. B. No. 2, A bill to be entitled "An Act Authorizing the Attorney General, upon request, to assist any School Board in defense of any lawsuit in a Federal Court challenging constitutionality of a state statute and transferring funds for such purpose; and declaring an emergency."

S. B. No. 6, A bill to be entitled "An Act to authorize Wilbarger Creek Water Control and Improvement District No. 1 of Bastrop and Travis Counties to levy and collect a maintenance tax and providing an election as a condition precedent to the right to levy and collect such tax and limiting the use of such taxes; providing additional purposes for which proceeds from bonds may be spent; validating all acts and proceedings of the officials of the District; providing that the Act shall have priority of applicable, providing a severance clause and declaring an emergency."

S. B. No. 7, A bill to be entitled

"An Act authorizing Brushy Creek Water Control and Improvement District No. 1, to levy and collect a maintenance tax; etc., and declaring an emergency."

S. B. No. 8, A bill to be entitled "An Act authorizing San Gabriel River Water Control and Improvement District No. 1 to levy and collect a maintenance tax; etc., and declaring an emergency."

S. B. No. 14, A bill to be entitled "An Act amending statutes relating to annexation of City of Tyler by the Upper Neches Municipal Water Authority; etc., and declaring an emergency."

S. B. No. 19, A bill to be entitled "An Act to authorize and direct the Texas Youth Council to grant an easement to the City of Corsicana; and declaring an emergency."

S. B. No. 21, A bill to be entitled "An Act granting to water control and improvement districts heretofore or hereafter organized under Chapter 25, General Laws of the 39th Legislature, Regular Session, 1925, the authority to lease facilities and lands of the district to bona fide water customers of the district; making provisions relative to the form, contents, terms and conditions, duration, and manner of execution of the lease; repealing conflicting laws; providing for severability; and declaring an emergency."

S. B. No. 23, A bill to be entitled "An Act amending Article 2786, Revised Civil Statutes of Texas, 1925, as amended, by deleting the requirement that schoolhouse bonds shall mature in not more than twenty years from their date when schoolhouses are built of wood; and declaring an emergency."

S. C. R. No. 1, Granting O. E. Loessin Jr. and wife permission to sue the State of Texas.

S. C. R. No. 4, Granting Thelma Jean Evans et al. permission to sue the State of Texas.

**Recess**

On motion of Senator Weinert the Senate at 12:07 o'clock p.m. today took recess until 3:00 o'clock p.m. today.

**After Recess**

The President called the Senate to order at 3:00 o'clock p.m. today.

**House Concurrent Resolution 22 on Second Reading**

The President laid before the Senate on its second reading the following resolution:

H. C. R. No. 22, Relating to State Parks in the Wichita Falls area.

The resolution was read and was adopted.

**Senate Concurrent Resolution 14**

Senator Lane by unanimous consent offered the following resolution:

S. C. R. No. 14, Granting each House permission to adjourn or recess from Wednesday, November 27, 1957, to December 2, 1957.

Be it resolved by the Senate, the House of Representatives concurring, That each House be granted permission to recess or adjourn from Wednesday, November 27, 1957 until Monday, December 2, 1957.

The resolution was read and was adopted.

**Record of Votes**

Senators Aikin, Phillips, Hardeman, Willis, Ratliff and Secrest asked to be recorded as voting "Nay" on the adoption of the above resolution.

**Message from the House**

Hall of the House of Representatives,  
Austin, Texas,  
November 27, 1957.

Hon. Ben Ramsey, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following:

H. C. R. No. 4, Relative to the adoption of rules allowing recipients of old-age assistance to supplement such assistant grants by working at small jobs.

H. C. R. No. 26, Wishing a speedy and complete recovery for President Eisenhower.

S. B. No. 28, An Act relating to the salary of the employee of the

Texas Employment Commission designated to perform legal work and supervise the legal staff of the Commission during the period from the effective date of this Act through August 31, 1959; allocating federal funds heretofore appropriated to the Texas Employment Commission; and declaring an emergency.

Respectfully submitted,  
DOROTHY HALLMAN,  
Chief Clerk, House of Representatives

**Senate Resolution 44**

The Senate resumed consideration of the pending business same being S. R. No. 44 (the resolution having been read this morning with a substitute by Senator Hardeman pending and further consideration having been postponed until 3:00 o'clock p.m. today).

Question—Shall the substitute by Senator Hardeman to S. R. No. 44 be adopted?

Senator Aikin offered the following amendment to the substitute:

Amend the substitute to S. R. 44 by adding the following after the word "conditioning":

"or any other alteration of the Senate Chamber without the consent of the Chairman of the Contingent Expense Committee and the Lieutenant Governor."

The amendment to the substitute was adopted.

On motion of Senator Phillips and by unanimous consent further consideration of S. R. No. 44 was postponed until Monday, December 2, 1957.

Question—Shall the substitute for S. R. No. 44 as amended be adopted?

**House Concurrent Resolution 26 on Second Reading**

The President laid before the Senate for consideration at this time the following resolution:

H. C. R. No. 26, Wishing a speedy and complete recovery for President Eisenhower.

On motion of Senator Lock and by unanimous consent the resolution was considered immediately and was adopted.

**Senate Resolution 46**

Senator Krueger by unanimous consent offered the following resolution:

Whereas, We are honored today to have as a visitor in the Senate, James T. Danklefs of Garwood, Texas; and

Whereas, We desire to welcome this distinguished visitor to the Capitol Building and Capital City; now, therefore, be it

Resolved, That his presence be recognized by the Senate of Texas and that he be extended the official welcome of the Senate.

The resolution was read and was adopted.

Senator Krueger by unanimous consent presented Mr. Danklefs to the Members of the Senate.

**Bills Signed**

The President signed in the presence of the Senate after the captions had been read, the following enrolled bills:

S. B. No. 1, A bill to be entitled "An Act relating to the maintenance of peace and order in the operation of public schools without resort to military occupation and control; authorizing the closing of such schools by the Governor or the school board having jurisdiction when violence or the danger thereof cannot be prevented except by resort to military occupation; providing that the school remain closed so long as troops remain; providing that salaries, state aid and accreditation shall not be affected, authorizing transfer of pupils to other schools, suspending compulsory school laws, providing for out-of-class instruction during application of this Act; authorizing the Attorney General to assist any school board in defense of any lawsuit in a Federal Court challenging constitutionality of a state statute and transferring funds for such purpose; providing that the provisions of this Act shall be severable; and declaring an emergency."

S. B. No. 20, A bill to be entitled "An Act amending Article 1827, Revised Civil Statutes of Texas of 1925, providing for appointment of Clerks and Clerks Pro Tem. for Courts of Civil Appeals and fixing the place of their residence; and declaring an emergency."

S. B. No. 28, A bill to be entitled

"An Act relating to the salary of the employee of the Texas Employment Commission designated to perform legal work and supervise the legal staff of the Commission, and allocating Federal funds heretofore appropriated to the Texas Employment Commission, etc., and declaring an emergency."

**Message from the House**

Hall of the House of Representatives,  
Austin, Texas,  
November 27, 1957.

Hon. Ben Ramsey, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following:

H. C. R. No. 28, Relative to sine die on Wednesday, November 27, 1957, at 4:00 o'clock p.m.

Respectfully submitted,  
DOROTHY HALLMAN,  
Chief Clerk, House of Representatives

**Senate Resolution 47**

Senator Herring by unanimous consent offered the following resolution:

Whereas, We are honored today to have in the gallery of the Senate, Den 4 of Pack 91 of the Boy Scouts of Eanes School in Travis County, Texas, accompanied by their sponsors, Mr. W. R. Reedy, Mrs. Doris Walcott and Mr. Bill Keithy; and

Whereas, These Scouts are on an educational tour of the Capitol Building and the Capital City; and

Whereas, This fine group of young American citizens is here to observe and to learn at firsthand the workings of their State government; now, therefore, be it

Resolved, That we officially recognize and welcome these guests and commend them for their interest; and that a copy of this resolution, properly endorsed, bearing the official seal of the Senate, be mailed to them in recognition of their visit.

The resolution was read and was adopted.

**Senate Bill 27 on Second Reading**

Senator Herring asked unanimous consent to suspend the regular order of business and take up S. B. No. 27 for consideration at this time.

There was objection.

Senator Herring then moved to suspend the regular order of business and take up S. B. No. 27 for consideration at this time.

The motion prevailed by the following vote:

**Yeas—23**

Aikin	Moffett
Ashley	Moore
Bracewell	Owen
Bradshaw	Parkhouse
Colson	Phillips
Fuller	Ratliff
Herring	Reagan
Kazen	Roberts
Krueger	Secrest
Lane	Willis
Lock	Wood
Martin	

**Nays—3**

Fly	Rogers
Hardeman	

**Absent**

Gonzalez	Smith
Hazlewood	Weinert
Hudson	

The President laid before the Senate on its second reading and passage to engrossment:

S. B. No. 27, A bill to be entitled "An Act providing for the number and the salaries of employees of the Examination Division of the State Board of Insurance to be paid out of existing appropriations for the Board during the remainder of the biennium ending August 31, 1959; amending line item appropriations for salaries of the Examination Division contained in House Bill 133, Chapter 385, Acts of the 55th Legislature, Regular Session, 1957; and declaring an emergency."

The bill was read second time.

Senator Herring offered the following committee amendment to the bill:

Amend Senate Bill No. 27 by changing the number of Section 2 to Section 3 and by inserting the following as Section 2:

"Sec. 2. Salaries of employees of the Examination Division of the State Board of Insurance shall be paid in accordance with the provisions of Section 1 of this Act during the remainder of the biennium ending August 31, 1959. The amounts of appropria-

tions set out in Section 1 are a reallocation of the amounts originally appropriated by House Bill 133 and are not to be construed as appropriating any amount in excess of the aggregate sum originally appropriated by the line items therein amended."

The committee amendment was adopted.

Senator Hardeman offered the following amendment to the bill:

Amend Senate Bill 27, Section 1, line 41, by changing the figures 8,400 wherever they appear to 7,200.

The amendment was read.

(Pending discussion by Senator Hardeman of his amendment, Senator Aikin occupied the Chair.)

(President in the Chair.)

Question—Shall the amendment by Senator Hardeman to S. B. No. 27 be adopted?

**Recess**

Senator Lane moved the Senate stand recessed until 3:00 o'clock p.m. on Friday, November 29, 1957.

Yeas and nays were demanded.

The motion to recess prevailed by the following vote:

**Yeas—17**

Aikin	Martin
Bradshaw	Moffett
Colson	Moore
Fly	Parkhouse
Hardeman	Reagan
Herring	Roberts
Krueger	Secrest
Lane	Wood
Lock	

**Nays—7**

Ashley	Ratliff
Gonzalez	Rogers
Kazen	Willis
Owen	

**Absent**

Bracewell	Phillips
Fuller	Smith
Hazlewood	Weinert
Hudson	

Accordingly, the Senate at 4:31 o'clock p.m. took recess until 3:00 o'clock p.m. on Friday, November 29, 1957.

**In Memory of**  
**Morris Williams**

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Senator Herring offered the following resolution:

(Senate Resolution 42)

Whereas, In the passing of Morris Williams, on the twenty-fifth day of November, 1957, the State of Texas, and in particular the people of Travis County, have suffered an irreparable loss and mourn his passing; and

Whereas, Morris Williams was one of the most beloved sports writers in the State of Texas and was recognized for his outstanding contribution in the field of athletics; among these honors being the award of the Editorial Association of the American-Statesman for his colorful sports columns and reporting; he was honored by the Baylor Club of Austin for his contribution to sports and for his inspiration to young athletes; and in 1952 the City of Austin proclaimed a "Morris Williams Appreciation Day" and since that time a tournament has been held in his honor each year by the Austin Golf Association; and

Whereas, He was born on the twentieth day of January, 1902, at Rockdale, Texas, and had made Austin his home since 1915; and was an employee of the Austin Statesman for thirty-three years; and

Whereas, He is survived by his wife, the former Thelma Friederich of Austin, whom he married in 1925; his mother, Mrs. Harry H. Williams of Baytown; one brother, Emory C. Williams of San Antonio; three sisters, Mrs. Branch Gullett and Mrs. A. C. Gullett, both of Baytown, and Mrs. Edgar C. Lewis of Corpus Christi; and

Whereas, Morris Williams was a fine Christian gentleman who was greatly beloved by his many hundreds of friends and held the admiration and respect of all who were privileged to know him; and

Whereas, It is the desire of the Senate of the Fifty-fifth Legislature, in Second Called Session, to pay tribute to Morris Williams; now, therefore, be it

Resolved, That when the Senate adjourns today it do so in his memory and that a page in the permanent Senate Journal be devoted to the recording of this resolution; and be it further

Resolved, That an enrolled copy of this resolution be sent to all the surviving members of the family as a token of respect and sympathy.

The resolution was read and was adopted by a rising vote of the Senate.